



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INVENTOR(S) : Lean et al.

TITLE : TRAVELING WAVE GRIDS AND
ALGORITHMS FOR BIOMOLECULE
SEPARATION, TRANSPORT, AND
FOCUSING

APPLICATION NO. : 10/727,301

FILED : December 3, 2003

CONFIRMATION NO. : 5899

EXAMINER : Noguerola

ART UNIT : 1753

LAST OFFICE ACTION : April 19, 2007

ATTORNEY DOCKET NO. : A3236-US-NP
XERZ 2 00606

DECLARATION

This Declaration is submitted in support of the withdrawal of a rejection of claims in the above-captioned patent application under 35 USC §103.

I, Meng H. Lean, hereby declare:

1. I am an inventor in both of the above-captioned application and U.S. Patent 7,156,970.
2. In the above-captioned application, claims 3, 9, 10-12, 15-17, 23 and 24 were rejected under 35 USC §103(a) based upon U.S. Patent 7,156,970.
3. The above-captioned application, and specifically, claims 3, 9, 10-12, 15-17, 23, and 24 of the above-captioned patent application, at the time that the subject matter of these claims was made, was owned by, or subject to an obligation of assignment to, the Palo Alto Research Corporation (herein "PARC").

4. The present application is assigned to Palo Alto Research Center, Inc., as evidenced by an Assignment recorded on December 3, 2003 at Reel/Frame Nos. 014772/0020.

5. U.S. Patent 7,156,970 was initially assigned to Palo Alto Research Center, Inc., as evidenced by an Assignment recorded on June 12, 2003 at Reel/Frame Nos. 014175/0010. The '970 patent was then assigned to Xerox Corporation as evidenced by an Assignment recorded on January 20, 2004 at Reel/Frame Nos. 014940/0724.

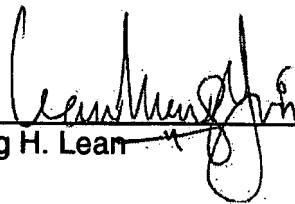
6. Palo Alto Research Center, Inc., is a wholly owned subsidiary of Xerox Corporation. Therefore, the present application and the '970 patent are owned by the "same party."

7. At the time the subject matter of the '970 patent and that of the claims at issue were made, such was owned by the same person or subject to an obligation of assignment to the same person.

8. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

7/19/07

Date



Meng H. Lean